

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
December 18, 2005
Tribal Court Room 7500 Odawa Circle
Smudging 8:45 a.m.
9:30 a.m.

Executive Session: no

Call to Order: Meeting was called to order at 9:35a.m.

Council Present: Legislative Leader Beatrice A. Law, Secretary Melvin L. Kiogima, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Mary Roberts, Councilor Regina Gasco Bentley, Councilor Fred Harrington
Absent: Treasurer Shirley Oldman, Councilor Rita Shananaquet

Executive Office Present: William Denemy-Vice Chairman, Rebecca Fisher-Executive Assistant, Frank Ettawageshik-Tribal Chairman

Legal Staff Present: James Bransky-General Counsel

Staff Present: Michele LaCount-Legislative Office Manager, Rachel Schwarz-Environmental Services Director, Barry Crowell-Casino Controller, Barry Milligan-Casino General Manager, Albert Colby, Jr.-Tribal Administrator, Valerie Tweedie-Chief Financial Officer, Valerie Tweedie-Chief Financial Officer

Commission, Boards and Committees: Carol McFall-Gaming Board of Director Secretary

Guests: Andrew Stich

Opening Ceremony: Alice Yellowbank

9:40 a.m. Treasurer Oldman arrives

Motion made by Councilor McNamara and supported by Councilor Gasco Bentley to adopt the agenda for December 18, 2005 as amended.

Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Councilor Shananaquet)

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor Harrington to approve the minutes of December 4, 2005 as presented.

Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Councilor Shananaquet)

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor Roberts to adopt Tribal Council Resolution #121805-01 Tribal Council Code of Conduct and Ethics.

9:49 a.m. Councilor Shananaquet arrives

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to adopt Tribal Resolution #121805-02 To Send William Raymond Kiogima to Pray at the Opening Ceremonies of the United States Senate and House of Representative.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

10:11 a.m. Recess Called

10:17 a.m. Meeting reconvened

Motion made by Secretary Kiogima and supported by Treasurer Oldman to accept the Legal Departments verbal and written report as given by Counsel Jim Bransky for December 18, 2005,

Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent

Motion Carried

Motion made by Councilor Harrington and supported by Councilor McNamara to adopt tribal Resolution #121805-03 Execution of Trust Deed for "Pond Street" Parcels.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Tribal Councilor Yellowbank and supported by Councilor Gasco Bentley to adopt Resolution #121805-04 Request for Trust Acquisition of Parcel in Emmet County Drier Road, Levering, MI.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Roberts to adopt Resolution #121805-05 Request for Trust Acquisition of Parcel in Emmet County 6521 Mill St, Pellston, MI.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

11:06 a.m. Recess Called

11:20 a.m. Meeting Resumed

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to enact Waganakising Odawak Statute Enjinaaknegeng (Legal Department Statute.)

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-no, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

11:46 a.m. Public Comment opened: no comments

11:47 a.m. Public Comment closed

11:57 a.m. Recess called

1:38 p.m. Meeting reconvened

Motion made by Councilor Gasco Bentley and supported by Councilor Harrington to accept the Gaming Board of Directors Quarterly verbal and written report for December 18, 2005 as presented by Carol McFall, Secretary.

Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor Harrington to adopt Resolution #121805-06 Approving the Fiscal Year 2006 Budget for the Gaming Board of Directors.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-abstained, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-abstained, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Shananaquet to adopt Tribal Resolution #121805-07 Request for Funding from the Bureau of Justice Assistance, Office of Justice Programs, United States Department of Justice Fiscal Year 2006 Tribal Courts Assistance Program, Little Traverse Bay Bands of Odawa Indians FY 2006 Tribal Court Assistance Program.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor

Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor Roberts to adopt Resolution #121805-08 United States Department of the Interior Bureau of Indian Affairs Authorization for Fiscal Year 2006 P.L. 93-638 Contract.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

3:03 p.m. recess called

3:14 p.m. meeting reconvened

Motion made by Treasurer Oldman and supported by Secretary Kiogima to adopt Resolution #121805-09 Approval of Memorandum of Understanding with United States Forest Service to Address Treaty Rights and Gathering Activity.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

4:00 p.m. Public Comment open: Andrew Stich

4:06 p.m. Public Comment closed

Motion made by Councilor Shananaquet and supported by Treasurer Oldman to accept the Executive verbal and written report for December 18, 2005.

Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor Harrington to adopt Tribal Resolution #121805-10 Carry Over of Video Projects Funds for the Four Directions Video and Cultural Preservation Video.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-abstained, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-abstained, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Yellowbank and supported by Councilor McNamara to accept the Legislative Leader's verbal and written report presented by Bea Law for December 18, 2005.

Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent

Motion Carried

Motion made by Secretary Kiogima and supported by Councilor Harrington to acknowledge receipt of FY 2007 Budget from the Executive Branch on December 18, 2005.

Vote: 9 Yes, 0 No, 0 Abstained, 0 Absent

Motion Carried

Motion made by Councilor Shananaquet and supported by Councilor Roberts for two Tribal Councilors to attend the National Indian Gaming Association Legislative Summit in January/February 2006 and the Midwest Alliance of Sovereign Tribes in March 2006.

Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Treasurer Oldman)

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Roberts to authorize Tribal Council attendance at the Spring 2006 Anishnaabemowin Teg Conference.

Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Treasurer Oldman)

Motion Carried

5:30 p.m. Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to adjourn.

Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Treasurer Oldman)

Motion Carried

These Minutes have been read and approved as written:

Approved:

Melvin L. Kiogima, Tribal Secretary

Date